

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 30TH JUDICIAL DISTRICT
INGHAM COUNTY

LINDA A. WATTERS, COMMISSIONER,
OFFICE OF FINANCIAL AND INSURANCE SERVICES
FOR THE STATE OF MICHIGAN,

Petitioner,

File No. 03-1127-CR

v

Hon. William E. Collette

THE WELLNESS PLAN,
a Michigan Health Maintenance Organization,

Respondent.

At a session of said Court
held in the City of Mason, Michigan
on the 18th day of June, 2004.

PRESENT: HON. WILLIAM E. COLLETTE
CIRCUIT JUDGE

**ORDER REGARDING NOTICE OF HEARING ON THE PETITION FOR APPROVAL
OF THE REHABILITATOR'S PLAN TO SELL THE RIGHT TO SERVE THE
MEMBERS OF THE WELLNESS PLAN**

On May 11, 2004 this Court issued its Order Approving the Rehabilitator's Plan to Solicit Offers to Purchase the Membership of The Wellness Plan and Relieving the Rehabilitator of Obligations under the April 30, 2004 Order Approving the Rehabilitator's Plan to Sell assets of the Wellness Plan to Amerigroup Michigan, Inc. Pursuant to the May 11, 2004 order, the Rehabilitator solicited offers on May 12, 2004 from all licensed Michigan HMOs. The Rehabilitator has consulted with the Court and has requested that the Court establish the following revised timetable for consideration of the Rehabilitator's recommendation to sell the right to serve the membership of The Wellness Plan.

The Court having considered the Rehabilitator's request and being fully advised, IT IS HEREBY ORDERED that the timetable for consideration of the proposed sale shall be as follows:

1. **Friday, June 25, 2004**—By Friday June 25, 2004, or as soon thereafter as possible, the Rehabilitator will serve the Petition for Approval of the Rehabilitator's Plan to Sell the Right to Serve the Members of the Wellness Plan on interested persons by mail and publication. Any documents to be served by the Rehabilitator may, at the Rehabilitator's discretion, be provided in electronic format by mailing a compact disk (CD) or computer disk containing the documents to the interested person. Similarly, at the Rehabilitator's discretion, any documents required to be served by the Rehabilitator may be served by electronic means, including e-mail and facsimile to the interested person.

2. **Wednesday, July 7, 2004**—Any objections to the proposed sale shall be filed with this Court and served on the Rehabilitator no later than 5:00 p.m. EDT. Any objection to the proposed sale of assets not filed with the Court and actually received by the Rehabilitator by 5:00 p.m. EDT on Wednesday, July 7, 2004 is waived.

3. **Friday, July 16, 2004**—The Rehabilitator may file with this Court responses to any objections by no later than 5:00 p.m. July 16, 2004. The Rehabilitator shall serve any such response upon the person making the objection to which that response applies.

4. **Wednesday, July 21, 2004**—The Court will hold a hearing beginning at 10:00 a.m. EDT in the Courthouse, Mason, Michigan on the Petition for Approval of the Rehabilitator's Plan to Sell the Right to Serve the Members of The Wellness Plan. **If this hearing is adjourned or continued to a latter date or the schedule is otherwise changed, notice of an adjourned or continued date or other change shall be posted on the website of the Office of Financial and**

Insurance Services. Interested persons are advised to consult that website from time to time for notice of any such changes.

5. The timetable in this order supersedes the timetable in the May 11, 2004 order to the extent that the timetables are inconsistent.

6. Objections to the proposed sale of assets and all supporting documents shall reference *LINDA A. WATTERS, COMMISSIONER, OFFICE OF FINANCIAL AND INSURANCE SERVICES FOR THE STATE OF MICHIGAN, v THE WELLNESS PLAN, a Michigan health maintenance organization*, Ingham County Circuit Court File No. 03-1127-CR and shall be:

a. Served on the Rehabilitator in care of:

William A. Chenoweth
Assistant Attorney General
Insurance & Banking Division
G. Mennen Williams Building
525 West Ottawa Street
Lansing, MI 48913
Facsimile: (517) 335-6755
Electronic mail: chenowethb@michigan.gov

b. Served on Molina Healthcare of Michigan, Inc. in care of:

Nancy L. Lukey
Cook, Goetz, Rogers & Lukey, PC
36700 Woodward Ave., Ste. 101
Bloomfield Hills, MI 48304
Facsimile: (248) 642-1676
Electronic mail: nlukkey@healthlex.com


c. Served on McLaren Health Plan in care of:

Carol L. Fossee
Payne, Payne, Broder & Fossee, P.C.
32100 Telegraph, Suite 200
Bingham Farms, MI 48025-2454

Facsimile: (248) 642-7557
Electronic Mail: CLF@vlpb.com

d. Filed with the:

Ingham County Circuit Court
30th Judicial Circuit Court
Courthouse
Mason, MI 48854



Hon. William E. Collette
Circuit Judge